

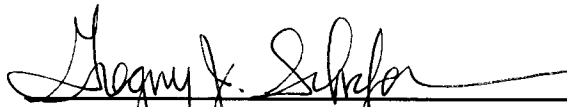
Delta City Corporation
76 N 200 W
Delta UT 84624-9440
435 864 2759
435 864 4313 FAX

Certificate of Resolution Passage

STATE OF UTAH)
)
CITY OF DELTA) ss.

I, GREGORY J. SCHAFER, as the duly appointed, sworn and acting Delta City Recorder, do hereby certify that the attached, numbered as City of Delta Resolution Number 09-324 was duly adopted by the necessary quorum of the Delta City Council on March 5, 2009.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature and impressed hereon the corporate seal of said City.



GREGORY J. SCHAFER, MMC
Delta City Recorder

RESOLUTION NO. 09-324

A RESOLUTION OF THE CITY OF DELTA, UTAH REPEALING RESOLUTION NO. 08-320 AND ADOPTING A NEW RESOLUTION ESTABLISHING A RATE SCHEDULE FOR DITCH TAX USER FEES AND IRRIGATION WATER RENTAL FEES.

RECITALS

The City Council of the City of Delta, Utah, referred to herein as the "City Council," hereby recites the following as the basis for adopting this resolution.

A. The City Council heretofore established a ditch tax user fee and irrigation water rental fee whereby each user or class of users of such services were required to pay for the benefits received by them based on the cost of operation, maintenance and delivery of irrigation water.

B. The City Council has determined, through records and other information on file in the Delta City offices, that Delta City has experienced an increase in costs associated with the operation, maintenance and delivery of said irrigation water and desires to establish a new rate schedule for a ditch tax user fee and an irrigation water rental fee.

C. The City Council has further determined that it is in the best interest of its residents and will promote the general welfare of its residents to establish a new user fee and irrigation water rental fee.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Delta, Utah:

1. Repeal of Resolution No. 08-320. Resolution No. 08-320 establishing rate schedules for a ditch tax user fee and irrigation water rental fee is hereby repealed.

2. User Fee and Water Rental Fee Adopted. The fees charged to Delta City irrigation system users are hereby fixed in accordance with the following schedule:

<u>Subject</u>	<u>Service Charge</u>
a. User fee	\$200.00
b. Irrigation water rental fee	\$45.00 per acre foot

3. Payment. The annual payments provided for herein shall become due and payable on or before the 1st day of April of each and every year thereafter until such time as said rate schedule is changed by the City Council. Current user fees, in addition to

any prior outstanding delinquent fees shall be paid prior to delivery of water.

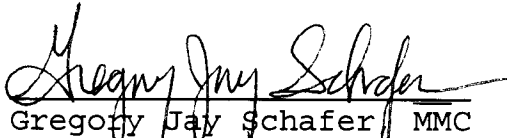
4. Effective Date. This resolution shall become effective upon adoption.

5. Conflicting Actions. To the extent that this resolution conflicts with any prior resolution or other act of the Delta City Council of equal or lesser dignity, such other action shall be deemed amended to conform to and be made in accordance with the provisions of this resolution.

PASSED AND ADOPTED this 5thday of March, 2009.



GAYLE BUNKER, Mayor

Attest: 

Gregory Jay Schafer MMC
City Recorder